IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Attorney Docket No.: 134687NV (MHM 15085US01)

In the Application of:)
Thomas Herbert Peterson)) CERTIFICATE OF TRANSMISSION
Serial No.: 10/660,825)
Filed: September 12, 2003) I hereby certify that this correspondence) is being transmitted via EFS-Web to the) United States Patent and Trademark
For: SYSTEM AND METHOD FOR DETERMINING THE POSITION OF A FLEXIBLE INSTRUMENT USED IN A TRACKING SYSTEM	 Office on October 5, 2011.) /Philip Henry Sheridan/
Examiner: CASLER, BRIAN L) Philip Henry Sheridan) Reg. No. 59,918
Group Art Unit: 3737))
Confirmation No.: 7037)
Customer No.: 23446	<i>)</i>)

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper responds to the Notice of Allowance mailed August 25, 2011, in the above-identified application (the "Application"). Applicant respectfully requests entry of the following remarks in the record.

Response filed October 5, 2011

REMARKS

Claims 1-23 were allowed in the Notice of Allowance mailed on August 25, 2011. The

Applicant thanks the Examiner for positive consideration of the claims.

However, during the course of prosecution of the Application the Examiner may have

provided various reasons for allowing claims 1-23. The Applicant does not agree or disagree at

this time with those reasons, but respectfully reserves the right to support or traverse those

reasons should the need arise, and argue different reasons for the allowability of the claims.

The Applicant recognizes that in accordance with M.P.E.P. § 1302.14, the reasons for

allowance provided by the Examiner do not necessarily include all of the reasons why the claims

are allowed. The Applicant does not concede that the stated reasons for allowance are the only

grounds for patentability of the allowed claims or that any element excluded from the

Examiner's Reasons for Allowance is taught or suggested by the art of record.

Further, the Applicant does not concede that all of the elements identified by the

Examiner are required to distinguish the prior art of record or to satisfy the requirements of 35

U.S.C. § 112. In addition, the Examiner does not assert, and the Applicant would not agree, that

the stated reasons for allowance have any bearing on the patentability of claims in any other

applications.

Each dependent claim stands on its own and is allowable based on its own elements or in

combination with one or more elements recited in its base claim(s). The combination of

elements need not include all of the elements identified in the stated reasons for allowance.

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Appln. No. 10/660,825 Filed: September 12, 2003 Comments on Statement of Reasons for Allowance mailed August 25, 2011 Response filed October 5, 2011

Respectfully submitted,

Dated: October 5, 2011

By: /Philip Henry Sheridan/ Philip Henry Sheridan Reg. No. 59,918

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